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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

MIKE GLEASON, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
KRISTIN K. MAYES  
GARY PIERCE

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AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

JUN 25 2007

DOCKETED BY

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IN THE MATTER OF:

RAYMOND R. PUGEL AND JULIE B. PUGEL AS  
TRUSTEES OF THE RAYMOND R. PUGEL AND  
JULIE B. PUGEL FAMILY TRUST, and ROBERT  
RANDALL AND SALLY RANDALL,

Complainants,

v.

PINE WATER COMPANY,

Respondent.

DOCKET NO. W-03512A-06-0407

ASSET TRUST MANAGEMENT CORP.,

Complainant,

v.

PINE WATER COMPANY,

Respondent.

DOCKET NO. W-03512A-06-0613

JAMES HILL and SIOUX HILL, husband and wife  
as trustees of THE HILL FAMILY TRUST,

Complainant,

v.

PINE WATER COMPANY,

Respondent.

DOCKET NO. W-03512A-07-0100

BRENT WEEKES,

Complainant,

v.

PINE WATER COMPANY,

Respondent.

DOCKET NO. W-03512A-07-0019

PROCEDURAL ORDER

BY THE COMMISSION:

On June 21, 2006, Raymond R. Pugel and Julie B. Pugel, as trustees of the Raymond R. Pugel  
and Julie B. Pugel Family Trust, and Robert Randall and Sally Randall (collectively "Pugel

1 Complainants”), filed with the Arizona Corporation Commission (“Commission”) in Docket No. W-  
2 03512A-06-0407 a Complaint (“Pugel Complaint”) against Pine Water Company (“Pine Water” or  
3 “Company”). The Complaint seeks to delete property owned by the Complainants from Pine Water’s  
4 certificated service area based on the allegation that Pine Water is not able to provide satisfactory and  
5 adequate water service in a reasonable time and at a reasonable rate.

6 On September 25, 2006, Asset Trust Management Corp. (“ATM”) filed a similar Complaint  
7 against Pine Water in Docket No. W-03512A-06-0613 (“ATM Complaint”).

8 On February 23, 2007, James Hill and Sioux Hill, as trustees of The Hill Family Trust, filed a  
9 complaint (“Hill Complaint”) against Pine Water in Docket No. W-03512A-07-0100.

10 By Procedural Orders issued December 19, 2006 and April 3, 2007, respectively, the ATM  
11 Complaint and the Hill Complaint were consolidated with the Pugel Complaint.

12 By Procedural Order issued January 16, 2007, this matter was scheduled for hearing to  
13 commence on May 21, 2007.

14 On January 12, 2007, Brent Weekes filed a complaint (“Weekes Complaint”) against Pine  
15 Water in Docket No. W-03512A-07-0019. On May 4, 2007, a Motion to Consolidate the Weekes  
16 Complaint with the other previously consolidated Complaints was filed.

17 By Procedural Order issued May 16, 2007, the Weekes Complaint was consolidated with the  
18 Pugel, ATM, and Hill Complaints, and the hearing was rescheduled to commence on August 6, 2007.

19 On May 4, 2007, the Complainants filed a Motion in Limine, seeking to limit the evidence  
20 presented at the hearing by Pine Water.

21 On May 11, 2007, Pine Water filed a Response in opposition to the Motion in Limine.

22 On June 22, 2007, the Complainants filed a Motion for Procedural Hearing on the Motion in  
23 Limine. The Complainants requested a hearing on the Motion as soon as possible.

24 On June 22, 2007, Pine Water filed a Response to the Complainants’ request for a procedural  
25 hearing, and listed a number of dates that counsel for the Company would be available.

26 IT IS THEREFORE ORDERED that a **Procedural Conference shall be scheduled for July**  
27 **9, 2007, at 10:00 a.m.**, at the offices of the Commission, 1200 West Washington, Phoenix, Arizona  
28 85007. The purpose of the procedural conference is to take oral argument on the Complainants’

1 Motion in Limine and to discuss any other pending procedural matters.

2 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,  
3 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at  
4 hearing.

5 Dated this 25<sup>th</sup> day of June 2007.

6 

7 DWIGHT D. NODES  
8 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered  
this 25<sup>th</sup> day of June, 2007 to:

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